

**Allen, Dyer, Doppelt,  
Milbrath & Gilchrist, P.A.**

— INTELLECTUAL PROPERTY ATTORNEYS —

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**FACSIMILE COVER SHEET**

**TO: U.S. Patent & Trademark Office**  
**Centralized Facsimile Number for Official Patent Application Related**

**ATTN: Request to Correct Inventorship**  
**CLIENT NAME/NUMBER: 32493.CIP1**

**TELEPHONE:** **FAX No: (703) 872-9306**

**FROM: Enrique G. Estevez** **DATE: September 9, 2004**

**NUMBER OF PAGES (INCLUDING COVER SHEET): 12**

**COMMENTS/INSTRUCTIONS: Attached is a Request to Correct Inventorship  
Under CFR 1.48 for Serial No. 10/714,246**

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re: U.S. Patent Application Serial No. 10/714,246  
Filed: November 14, 2003  
For: Lighted Whistle

**REQUEST TO CORRECT INVENTORSHIP UNDER C.F.R. 1.48**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This Request is filed respectfully requesting correction of the named inventors in U.S. Patent Application Serial No. 10/714,246 which was filed on November 14, 2003. Enclosed is authorization to charge the fee required under 37 CFR 1.17(i) to a credit card account. The Commissioner is further authorized to charge or credit any discrepancy in government fees to Deposit Account No. 01-0484.

Also enclosed please find the following documents, as required under 37 CFR 1.48.

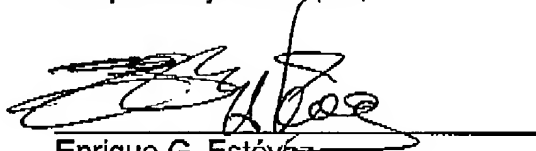
- 1) statement of Russell Rothan, as inventor being added, affirming that the inventorship error occurred without any deceptive intention on his part;
- 2) statement of Jason Barber, as inventor being added, affirming that the inventorship error occurred without any deceptive intention on his part;
- 3) statement of Daniel Deutsch as sole inventor now shown in Serial No. 10/714,246, affirming that he has no disagreement in regard to the requested change;
- 4) statement of assignee Theory3, which is in compliance with 37 CFR (5); and

In re Patent Application  
Serial No. 10/714,246  
Filed November 14, 2003

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- 5) Executed Declaration of Daniel Deutsch, Jason Barber and Russell Rothan.
- 6) Authorization to charge the fee required under 37 CFR 1.17(i) to a credit card.

Respectfully submitted,




Enrique G. Estévez  
Reg. No. 37,823  
Allen, Dyer, Doppelt, Milbrath & Gilchrist, P.A.  
255 S. Orange Ave., Suite 1401  
P. O. Box 3791  
Orlando, Florida 32802  
(407) 841-2330

In re Patent Application  
Serial No. 10/714,246  
Filed November 14, 2003

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I hereby certify that this document, addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, is being filed with the United States Patent and Trademark Office via telecopier transmittal to its centralized facsimile number at 703-872-9306 on September 9, 2004.

  
JILL DILL

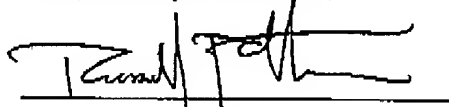
In re US Patent Application Serial No. 10/714,246  
Filed: November 14, 2003  
For: Lighted Whistle

**STATEMENT OF RUSSELL ROTHAN**

In accordance with 37 CFR 1.48(a)(2), as an inventor to be added to U.S. Patent Application Serial No. 10/714,246, I hereby state that the inventorship error occurred without any deceptive intention on my part.

Accordingly, I respectfully request that I be included as a named inventor in the subject application.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Russell Rothan", is written over a horizontal line.

Russell Rothan

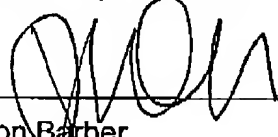
In re US Patent Application Serial No. 10/714,246  
Filed: November 14, 2003  
For: Lighted Whistle

**STATEMENT OF JASON BARBER**

In accordance with 37 CFR 1.48(a)(2), as an inventor to be added to U.S. Patent Application Serial No. 10/714,246, I hereby state that the inventorship error occurred without any deceptive intention on my part.

Accordingly, I respectfully request that I be included as a named inventor in the subject application.

Respectfully submitted,

  
\_\_\_\_\_  
Jason Barber

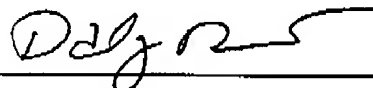
In re US Patent Application Serial No. 10/714,246  
Filed: November 14, 2003  
For: Lighted Whistle

**STATEMENT OF DANIEL J. DEUTSCH**

In accordance with 37 CFR 1.48(a)(2), as sole named inventor in U.S. Patent Application Serial No. 10/714,246, I hereby state that I do not disagree with the requested change correcting inventorship by adding Russell Rothan and Jason Barber as named inventors.

Accordingly, I respectfully request that Russell Rothan and Jason Barber be included as inventors to the subject application.

Respectfully submitted,



Daniel J. Deutsch

SEP. 9. 2004 3:19PM  
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:  
Daniel Deutsch

Serial No. 10/714,246

Filing Date: November 14, 2003

For: **Lighted Whistle**

Confirmation No.: 2474

Attorney Docket No. 32493.CIP1

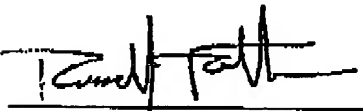
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**CONSENT OF ASSIGNEE FOR CORRECTION OF INVENTORSHIP**

In the patent application referenced above, assignee THEORY 3, INC., a Florida corporation, hereby consents to correction of the named inventors by addition of Jason Barber and Russell Rothan. No inventors are being deleted by this request and Daniel J. Deutsch remains as a named inventor.

On behalf of assignee, this is executed by an authorized officer of the corporation, as identified below:

  
Name \_\_\_\_\_ Date 8/26/04

SECRETARY / DAN DEUTSCH  
Title \_\_\_\_\_